

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application: 09/775,257

**DECLARATION OF ROBERT T.
BIGELOW**

Art Unit Number: 3626

Filing Date: January 31, 2001

First Named Inventor:

John Mezits

Title:

Apparatus for sealing and
restricting the flexible pressure
boundary of an inflatable spacecraft

Examiner: Stephen A. Holzen

*RECEIVED
OCT 12 2005
LICENSING & REVIEW***DECLARATION OF ROBERT T. BIGELOW***OCT 12*
I, Robert T. Bigelow, do hereby declare:

1. I am president of Bigelow Aerospace.
2. John Mezits, Russell J. Commons, and John A. Rusi are the inventors of the "Apparatus for sealing and restraining the flexible pressure boundary of an inflatable spacecraft" (the "Invention").
3. John Mezits, Russell J. Commons, and John A. Rusi were all employees of Bigelow Aerospace at the time they conceived of the Invention.
4. John Mezits, Russell J. Commons, and John A. Rusi were all under a contractual obligation as part of their employment to assign all rights to the Invention to Bigelow Aerospace.
5. John Mezits, Russell J. Commons, and John A. Rusi also assigned the right to prosecute the application embodying the Invention and to respond to any actions within the USPTO to Bigelow Aerospace.
6. John Mezits, Russell J. Commons, and John A. Rusi are no longer employees of Bigelow Aerospace.

7. Bigelow Aerospace has made a diligent effort to locate John Mezits, Russell J. Commons, and John A. Russi pursuant to 37 CFR § 1.47 and Bigelow Aerospace does not know where they currently reside.
8. The last known address of the inventors was:
John Mezits
7340 Russell Road, #1039
Las Vegas, NV 89113
Russell J. Commons
910 Noche de Paz Avenue
Henderson, NV 89015
John A. Russi
5134 S. Jones Blvd., #202
Las Vegas, NV 89118
9. Declarations from each inventor pursuant to 42 USC § 24576 and properly executed assignments of the invention have been provided to the USPTO.
10. The invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of Bigelow Aerospace.
11. The invention was related to the work that the inventors were employed to perform and made within the scope of that employment duties.
12. The invention or discovery was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors Energy Research and Development Administration of the Department of Energy.

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13. The invention was not made under, nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and space Administration.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Executed at 1899 W. Brooks Avenue, North Las Vegas, NV 89032, on
10/12, 2005.


Robert T. Bigelow

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To: Ms. Getters

From: Gene Gibbs

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